THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No. 6325 of 1997

DATED: 06.02.2007

Between:

E.V.S. Srinivas .. Petitioner

AND

The Executive Officer, S.V.V.S.S.
Devasthanam, Annavaram,
East Godavari District and another .. Respondents.

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No. 6325 of 1997

ORDER:

The petitioner seeks regularization of his services in the post of Non-Technical Maistry or atleast in the post of record assistant. He is aggrieved by the fact that Sri R.V.B.Sudhakar, B.S.Rambabu and Veeraswamy, who were working as Non-Techinical Maistries, were re-designated as Work Inspectors Grade-III and were given the benefit of the applicable scales of pay. The petitioner was discriminated against inasmuch as his services were regularized, vide proceedings dated 21.08.1995, only as a Water Career.

No counter affidavit is filed either by the first respondent or by the second respondent.

While, the learned Government Pleader appeared on behalf of the second respondent, there is no representation on behalf of the first respondent.

While the petitioner would claim parity with certain other employees, whose services were regularized as Work Inspectors, the fact remains that neither have they been arrayed as respondents in the Writ Petition, nor is the petitioner able to refer to any rule, which entitles an N.M.R Non-Technical Maistry to be regularized in the post of Non-Techinical Maistry or as a Work Inspector. It is also not known as to whether the persons so regularized were extended the said benefit in accordance with the rules thereunder. In such circumstances, the relief sought for by the petitioner cannot be granted

in this Writ Petition. Ends of justice would be met, if the petitioner is permitted to submit a representation to the first respondent, who shall examine the same in accordance with the rules, and in case he finds the petitioner entitled to the relief sought for in this Writ Petition, he shall obtain necessary approval of the second respondent in this regard.

Sri C. Sai Reddy, learned counsel for the petitioner would submit that such representation in this regard would be made to the first respondent within two weeks from the date of receipt of a copy of this order. The first respondent shall consider the petitioner's representation and pass appropriate orders thereupon in accordance with law, if necessary, after obtaining approval of the second respondent within a period of three months from the date of such representation.

The Writ Petition is disposed of accordingly. No costs.

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(RAMESH RANGANATHAN,J)

06.02.2007
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